

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEW HAMPSHIRE**

In Re: Harry H. Bean and Priscilla M. Bean	Case Number 10-11986-BAH Chapter 11
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**MOTION OF DEUTSCHE BANK NATIONAL TRUST COMPANY, AS TRUSTEE FOR
AMERICAN HOME MORTGAGE ASSETS TRUST 2007-3, MORTGAGE-BACKED
PASS-THROUGH CERTIFICATES SERIES 2007-3 TO (RE)CLOSE CASE**

Now comes Deutsche Bank National Trust Company, as Trustee for American Home Mortgage Assets Trust 2007-3, Mortgage-Backed Pass-Through Certificates Series 2007-3 (“Secured Creditor”) and hereby moves to (re)close this Chapter 11 case. As grounds for this Motion, Secured Creditor states the following:

1. Harry H. Bean and Priscilla M. Bean (hereinafter referred to as the “Debtors”) are the mortgagors of a certain parcel of real estate known and numbered as *806 Cherry Valley Road, Gilford, NH 03249* (the “Property”). The Property is encumbered by a first mortgage given by the Debtors to Mortgage Electronic Registration Systems, Inc. acting solely as nominee for American Home Mortgage Corp. (the “Mortgage”). The Mortgage is dated April 5, 2007 and is recorded in Belknap County Registry of Deeds in Book 2395, Page 119. Thereafter, the Mortgage was assigned to Secured Creditor. Ocwen Loan Servicing, LLC (“Ocwen”) is the current servicer for this loan on behalf of Secured Creditor.
2. The Mortgage secures a promissory note given by the Debtors to American Home Mortgage Corp. in the original principal amount of \$135,000.00 (the “Note”). Secured Creditor or its custodian and/or agent is, as of the date hereof, in possession of the Note. Secured Creditor is an entity entitled to enforce the Note.
3. The Debtors’ Chapter 11 Petition was filed on May 3, 2010. The Debtors’ (Amended) Chapter 11 Plan was confirmed on April 18, 2011. Pursuant to said Plan, Secured Creditor’s claim was not modified/crammed down. Instead, the Plan provided for the Debtors to continue to make payments in the normal course pursuant to the explicit terms of the note and mortgage at issue.
4. Thereafter, following an order of August 24, 2011 granting the Debtors’ Motion for Final Decree, the case was administratively closed on September 13, 2011, subject to the Debtors

filing a Motion to Reopen the Case in order to apply for a discharge under 11 U.S.C. § 1141 after all payments to unsecured creditors have been made.

5. On June 29, 2017, Secured Creditor filed a Motion to Reopen the Case for the purposes of further moving the Court for an order granting relief from the automatic stay and/or confirming no stay was in place as to the subject mortgage pursuant to 11 U.S.C. § 362(d)(1) and § 362(d)(2), and Fed. R. Bankr. P. 4001. At the time that said Motion was filed, the total post-confirmation arrearage on the subject mortgage account was \$48,723.84. The Motion to Reopen was granted by the Court on July 5, 2017.
6. After further conferring with the Debtors (by and through their counsel) regarding the post-confirmation delinquency, the parties agreed to a Stipulation providing for the arrears to be cured over a period of six (6) months. Said Stipulation was filed and approved by the Court on September 27, 2017.

WHEREFORE, Secured Creditor respectfully requests that the Court:

- (1) Grant Secured Creditor's Motion and (re)close this Chapter 11 case; and/or
- (2) Grant such further relief as this Court deems just and proper.

DATED: October 18, 2017

Respectfully submitted,
Deutsche Bank National Trust Company, as
Trustee for American Home Mortgage Assets
Trust 2007-3, Mortgage-Backed Pass-Through
Certificates Series 2007-3
By its attorney,

/s/ Marcus Pratt
Marcus Pratt, Esquire
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CERTIFICATE OF SERVICE

I, Marcus Pratt, Attorney for **Deutsche Bank National Trust Company, as Trustee for American Home Mortgage Assets Trust 2007-3, Mortgage-Backed Pass-Through Certificates Series 2007-3** hereby certify that on October 18, 2017 I electronically filed the foregoing *Motion to (Re)Close Case* with the United States Bankruptcy Court for the District of MA using the CM/ECF System. I served the forgoing documents on the following CM/ECF participants:

Office of the U.S. Trustee
Ann Marie Dirs, Esquire
Eleanor Wm Dahar, Esquire

I certify that I have mailed by first class mail, postage prepaid the documents electronically filed with the Court on the following non-CM/ECF participants:

Harry H. Bean
806 Cherry Valley Road
Gilford, NH 03249

American Home Mtg. Servicing
4600 Regent Blvd., Ste. 200
Irving, TX 75063-2478

Priscilla M. Bean
806 Cherry Valley Road
Gilford, NH 03249

BAC Home Loans LP/Countrywide
450 American Street # SV416
Simi Valley, CA 93065-6285

Harry H. Bean
234 Saltmarsh Pond Road
Gilford, NH 03249

Bank of America
Attn: Home Retention Dept.
P.O. Box 15222
Wilmington, DE 19850-5222

Priscilla M. Bean
234 Salt Marsh Pond Road
Gilford, NH 03249

Cabela's Club Visa
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Lincoln, NE 68501-2575

Fannie Mae
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Dallas, TX 75254-2946

Dartmouth Hitchcock
P.O. Box 84277
Boston, MA 02284-2773

Malone, Dirubbo & Company, P.C.
501 Union Avenue, Suite 1
Laconia, NH 03246-2867

Haughey, Philpot & Laurent, P.A.
816 North Main Street
Laconia, NH 03246-2656

Victor W. Dahar, P.A.
20 Merrimack Street
Manchester, NH 03101-2207

Home Depot Rewards Mastercard
P.O. Box 689147
Des Moines, IA 50368-9147

American Home Mortg Service, Inc.
1525 S. Beltline Road, Suite 100 N
Coppell, TX 75019-4913

American Home Mortgage
P.O. Box 619063
Dallas, TX 75261-9063

American Home Mortgage Servicing, Inc
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Deutsche Bank National Trust Company,
as Trustee
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P.O. Box 631730
Irving, TX 75063-0002

Fannie Mae
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Concord, NH 03302-1318

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Colorado Springs, CO 80962-2180

Ford Motor Credit Company
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Omaha, NE 68154-8000

GMAC
P.O. Box 130424
Roseville, MN 55113-0004

GMAC
P.O. Box 78252
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Carson City, NV 89721-1829

Internal Revenue Service
Attn: Centralized Insolvency Operations
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Meredith Village Bank
Route 25, P.O. Box 177
Meredith, NH 03253-0177

Ocwen Loan Servicing, LLC
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West Palm Beach, FL 33416-4605

OneWest Bank FSB
Attn: Cashiering
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Kalamazoo, MI 49009-9559

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Wachovia Mortgage
4101 Wiseman Blvd., #MCT6D2
San Antonio, TX 78251-4200

Harley Davidson Credit Corp.
Attn: Customer Service
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Carson City, NV 89721-2048

Harley-Davidson Credit Corp.
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U.S. Securities and Exchange Commission
Northeast Regional Office
233 Broadway
New York, NY 10279-0001

Urgent Healthcare
Attn: Patient Financial Services
P.O. Box 9562
Manchester, NH 03108-9562

Wachovia Mortgage
Attn: Bankruptcy
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San Antonio TX 78265-9558

Wage and Hour Administrator
NH Department of Labor
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Concord, NH 03302-2076

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